

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

TELEPHONE: (303) 740-1980

INTELLECTUAL PROPERTY LAW  
1279 OAKMEAD PARKWAY  
SUNNYVALE, CA 94085-4040

FACSIMILE: (303) 740-6962

**RECEIVED  
CENTRAL FAX CENTER****FACSIMILE COVER SHEET****JUL 10 2008**

Deliver to: Zewari, Sayed T., USPTO Art Group: 2617  
 Facsimile No.: (571) 273-8300 Date: July 10, 2008  
 From: Mark L. Watson, Reg. No. 46,322  
 Our Docket No.: 42390P12019 Number of pages 16 including this sheet.  
 Application No.: 10/025,088 Filing Date: 12/18/2001  
 Docket Due Date(s): 7/18/2008

Enclosed are the following documents:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Amendment: Response ( 13 pgs)  | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief ( pgs)                       | <input type="checkbox"/> Notice of Appeal (in duplicate)                          |
| <input type="checkbox"/> Application: ( pgs) w/cover & abstract)   | <input type="checkbox"/> Petition for:  |
| <input type="checkbox"/> Assignment & Cover Sheet ( pgs)           | <input type="checkbox"/> Request for Continued Examination (RCE) (in duplicate)   |
| <input checked="" type="checkbox"/> Certificate of Facsimile       | <input type="checkbox"/> Reply Brief ( pgs)                                       |
| <input type="checkbox"/> Continued Prosecution Application (CPA)   | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Declaration & POA ( pgs)                  | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Drawings: sheets, figures                 | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time:                        | <input type="checkbox"/> Response to Written Opinion ( pgs)                       |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate) | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input type="checkbox"/> IDS & PTO/SB/08 ( pgs)                    | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input type="checkbox"/> Other: -Amended Appeal Brief              | <input type="checkbox"/> Transmittal Letter                                       |

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

*Shannon Serrano*  
Shannon Serrano

7/10/2008  
Date

**Confidentiality Note:** The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (303) 740-1980 and ask for Shannon Serrano.

**RECEIVED**  
**CENTRAL FAX CENTER**

JUL 10 2008

<b>FEE TRANSMITTAL</b> for FY 2007 <small>Patent fees are subject to annual revision</small>		<b>Complete if Known</b>	
		Application Number	10/025,088
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Filing Date	December 18, 2001
		First Named Inventor	Roy Want
		Examiner Name	Zewari, Sayed T.
		Art Unit	2617
		Attorney Docket No.	42390P12019
TOTAL AMOUNT OF PAYMENT (\$)		0.00	

<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.	<input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

<b>FEE CALCULATION</b>																																																																																																	
1. EXTRA CLAIM FEES																																																																																																	
Total Claims: 40 - 42' = 0 x 50.00 = \$0.00 Independent Claims: 4 - 4' = 0 x 210.00 = \$0.00 Multiple Dependent: _____	Extra Claims: 0 x 50.00 = \$0.00 Fee from below: 0 x 210.00 = \$0.00 Fee Paid: _____																																																																																																
<table border="1"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>50</td> <td>2202</td> <td>25</td> <td>Claims in excess of 20</td> </tr> <tr> <td>1201</td> <td>210</td> <td>2201</td> <td>105</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>1203</td> <td>370</td> <td>2203</td> <td>185</td> <td>Multiple Dependent claim, if not paid</td> </tr> <tr> <td>1204</td> <td>810</td> <td>2204</td> <td>405</td> <td>**Reissue independent claims over original patent</td> </tr> <tr> <td>1205</td> <td>810</td> <td>2205</td> <td>405</td> <td>**Reissue claims in excess of 20 and over original patent</td> </tr> </tbody> </table>	Large Entity		Small Entity		Fee Description	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1202	50	2202	25	Claims in excess of 20	1201	210	2201	105	Independent claims in excess of 3	1203	370	2203	185	Multiple Dependent claim, if not paid	1204	810	2204	405	**Reissue independent claims over original patent	1205	810	2205	405	**Reissue claims in excess of 20 and over original patent	SUBTOTAL (1) (\$ ) 0.00																																																														
Large Entity		Small Entity		Fee Description																																																																																													
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																														
1202	50	2202	25	Claims in excess of 20																																																																																													
1201	210	2201	105	Independent claims in excess of 3																																																																																													
1203	370	2203	185	Multiple Dependent claim, if not paid																																																																																													
1204	810	2204	405	**Reissue independent claims over original patent																																																																																													
1205	810	2205	405	**Reissue claims in excess of 20 and over original patent																																																																																													
2. ADDITIONAL FEES																																																																																																	
<table border="1"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>05</td> <td>Surcharge - late filing fee or oath</td> <td rowspan="20"></td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> </tr> <tr> <td>2053</td> <td>130</td> <td>2053</td> <td>130</td> <td>Non-English specification</td> </tr> <tr> <td>1251</td> <td>120</td> <td>2251</td> <td>60</td> <td>Extension for reply within first month</td> </tr> <tr> <td>1252</td> <td>480</td> <td>2252</td> <td>230</td> <td>Extension for reply within second month</td> </tr> <tr> <td>1253</td> <td>1,050</td> <td>2253</td> <td>525</td> <td>Extension for reply within third month</td> </tr> <tr> <td>1254</td> <td>1,640</td> <td>2254</td> <td>820</td> <td>Extension for reply within fourth month</td> </tr> <tr> <td>1255</td> <td>2,230</td> <td>2255</td> <td>1,115</td> <td>Extension for reply within fifth month</td> </tr> <tr> <td>1401</td> <td>510</td> <td>2401</td> <td>295</td> <td>Notice of Appeal</td> </tr> <tr> <td>1402</td> <td>510</td> <td>2402</td> <td>265</td> <td>Filing a brief in support of an appeal</td> </tr> <tr> <td>1403</td> <td>1,030</td> <td>2403</td> <td>515</td> <td>Request for oral hearing</td> </tr> <tr> <td>1451</td> <td></td> <td>2451</td> <td></td> <td>Petition to institute a public use proceeding</td> </tr> <tr> <td>1460</td> <td></td> <td>2460</td> <td></td> <td>Petitions to the Commissioner</td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Processing fee under 37 CFR 1.17(a)</td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of Information Disclosure Stmt</td> </tr> <tr> <td>1809</td> <td>810</td> <td>1809</td> <td>405</td> <td>Filing a submission after final rejection (37 CFR § 1.128(a))</td> </tr> <tr> <td>1810</td> <td>810</td> <td>2810</td> <td>405</td> <td>For each additional invention to be examined (37 CFR § 1.128(b))</td> </tr> </tbody> </table>	Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	05	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	2053	130	2053	130	Non-English specification	1251	120	2251	60	Extension for reply within first month	1252	480	2252	230	Extension for reply within second month	1253	1,050	2253	525	Extension for reply within third month	1254	1,640	2254	820	Extension for reply within fourth month	1255	2,230	2255	1,115	Extension for reply within fifth month	1401	510	2401	295	Notice of Appeal	1402	510	2402	265	Filing a brief in support of an appeal	1403	1,030	2403	515	Request for oral hearing	1451		2451		Petition to institute a public use proceeding	1460		2460		Petitions to the Commissioner	1807	50	1807	50	Processing fee under 37 CFR 1.17(a)	1806	180	1806	180	Submission of Information Disclosure Stmt	1809	810	1809	405	Filing a submission after final rejection (37 CFR § 1.128(a))	1810	810	2810	405	For each additional invention to be examined (37 CFR § 1.128(b))	SUBTOTAL (2) (\$ ) _____
Large Entity		Small Entity		Fee Description			Fee Paid																																																																																										
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																														
1051	130	2051	05	Surcharge - late filing fee or oath																																																																																													
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet																																																																																													
2053	130	2053	130	Non-English specification																																																																																													
1251	120	2251	60	Extension for reply within first month																																																																																													
1252	480	2252	230	Extension for reply within second month																																																																																													
1253	1,050	2253	525	Extension for reply within third month																																																																																													
1254	1,640	2254	820	Extension for reply within fourth month																																																																																													
1255	2,230	2255	1,115	Extension for reply within fifth month																																																																																													
1401	510	2401	295	Notice of Appeal																																																																																													
1402	510	2402	265	Filing a brief in support of an appeal																																																																																													
1403	1,030	2403	515	Request for oral hearing																																																																																													
1451		2451		Petition to institute a public use proceeding																																																																																													
1460		2460		Petitions to the Commissioner																																																																																													
1807	50	1807	50	Processing fee under 37 CFR 1.17(a)																																																																																													
1806	180	1806	180	Submission of Information Disclosure Stmt																																																																																													
1809	810	1809	405	Filing a submission after final rejection (37 CFR § 1.128(a))																																																																																													
1810	810	2810	405	For each additional invention to be examined (37 CFR § 1.128(b))																																																																																													

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322
Signature		Telephone	(303) 740-1980
		Date	07/10/08

Based on PTO/SB/17 (02-07) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 02/20/2007.  
SFND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**RECEIVED**  
**CENTRAL FAX CENTER**

JUL 10 2008

<b>FEE TRANSMITTAL</b> <b>for FY 2007</b> <small>Patent fees are subject to annual revision</small>		<i>Complete if Known</i>	
		Application Number Filing Date First Named Inventor Examiner Name Art Unit Attorney Docket No.	10/025,088 December 18, 2001 Roy Want Zewari, Sayed T. 2617 42390P12019
<input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27.			
<b>TOTAL AMOUNT OF PAYMENT (\$)</b>		0.00	

**METHOD OF PAYMENT** (check all that apply)

- ☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): \_\_\_\_\_
- ☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below ☒ Credit any overpayments
- ☐ Charge fee(s) indicated below, except for the filing fee ☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.
- ☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

**FEE CALCULATION**

**1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
40	42*	0	50.00
Independent Claims	4*	0	210.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1262	50	2202	25	Claims in excess of 20
1261	210	2201	105	Independent claims in excess of 3
1203	370	2203	185	Multiple Dependent claim, if not paid
1204	810	2204	405	**Reissue independent claims over original patent
1205	810	2205	405	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (1)

(\$) 0.00

**2. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	150	2051	05	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
2053	150	2053	130	Non-English specification
1251	120	2251	60	Extension for reply within first month
1252	450	2252	230	Extension for reply within second month
1253	1,050	2253	525	Extension for reply within third month
1254	1,540	2254	820	Extension for reply within fourth month
1255	2,730	2255	1,115	Extension for reply within fifth month
1401	510	2401	255	Notice of Appeal
1402	510	2402	255	Filing a brief in support of an appeal
1403	1,030	2403	515	Request for oral hearing
1451		2451		Petition to institute a public use proceeding
1460		2460		Petition to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(a)
1806	120	1806	180	Submission of Information Disclosure Stmt
1802	450	1802	405	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	810	2810	405	For each additional invention to be examined (37 CFR § 1.128(b))

Other fee (specify)

SUBTOTAL (2)

(\$)

<b>SUBMITTED BY</b>		<i>Complete (if applicable)</i>	
Name (Print/Type)	Mark L. Watson	Registration No (Attorney/Agent)	46,322
Signature		Telephone	(303) 740-1980
		Date	07/10/08

Based on FTO/SB/17 (02-01) as modified by Blakely, Sokoloff, Taylor & Zafman (w/02/26/2007  
 SFND TO: Commissioner for Patents P.O. Box 1450, Alexandria VA 22313-1450

RECEIVED  
CENTRAL FAX CENTER

Our Docket No: 42P12019

JUL 10 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Want

Examiner: Zewari, Sayed T.

Art Group: 2617

Application No.: 10/025,088

Filed: December 18, 2001

For: Method and Device for  
Communicating DataAMENDMENT

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed April 18, 2008, applicant respectfully requests the Examiner to enter the following amendments and to consider the following remarks.

CERTIFICATE OF FACSIMILE TRANSMISSION

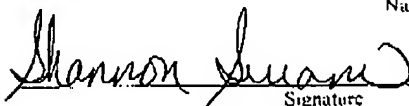
I hereby certify that I am causing the above-referenced correspondence to be transmitted via facsimile to the United States Patent and Trademark Office at (571) 273-8300 on the date indicated below:

July 10, 2008

Date of Deposit

Shannon Serrano

Name of Person Transmitting Correspondence

  
Signature

7/10/08

Date